

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Schoenfeld et al.
Serial Number: 09/806,400 Examiner: Ron Schwadron, Ph.D.
Filing Date: March 30, 2001 Art Unit: 1644
For: Compositions for the Prevention and/or Treatment of Atherosclerosis

Mail Stop: Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Enclosed herewith for filing in the above-identified application please find the following documents:

1. Response to Notice of Non-Compliant Appeal Brief Under 37 C.F.R. § 41.37 (2 pages);
2. Copy of Notification of Non-Compliant Appeal Brief mailed from the U.S. Patent and Trademark Office on November 24, 2009 (2 pages);
3. Revised Appeal Brief (10 pages);
4. Evidence Appendix Exhibits (116 pages);

Declaration of Dror Harats Under 37 C.F.R. § 1.132 dated December 4, 2005, filed with the U.S. Patent and Trademark Office on December 7, 2005 (5 pages);

Declaration of Dror Harats Under 37 C.F.R. § 1.132 dated August 28, 2006, Filed with the U.S. Patent and Trademark Office on August 31, 2006 (2 pages);

References submitted to the U.S. Patent and Trademark Office on December 7, 2005, (109 pages);

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- Babaei et al., *Cardiovasc Res.* 48(1):158-67, 2000;
- Burleigh et al., *Biochem Pharmacol.* 70(3):334-42, 2005;
- Chen et al., *Circulation.* 106(1):20-3, 2002;

- Collins *et al.*, *Arterioscler Thromb Vasc Biol.* 21(3):365-71, 2001;
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- Li *et al.*, *J Clin Invest.* 106(4):523-31, 2000;
- Napoli *et al.*, *Proc Natl Acad Sci U S A.* 99(19):12467-70, 2002;
- Roselaar *et al.*, *Arterioscler Thromb Vasc Biol.* 16(8):1013-8, 1996; and
- Wang *et al.*, *Atherosclerosis.* 162(1): 23-31, 2002.

Applicants believe that no additional fees are due in this filing, however, the Commissioner is authorized to charge any additional fees due, or credit any overpayment of same, to the undersigned's account, Deposit Account No. 50-0311, Reference No. 25619-501.

Should any questions or issues arise concerning this application, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

Respectfully submitted,

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